

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE: Ronald G. Linaburg,	:	Bankruptcy No. 20-22898-CMB
	:	
Debtor.	:	
	:	Chapter 11
<hr/> Ronald G. Linaburg,	:	
	:	Document No.:
Movant,	:	
	:	Related Document No.: 248
v.	:	
	:	
No Respondent,	:	ENTERED BY DEFAULT
	:	
Respondent.	:	

ORDER EMPLOYING SPECIAL COUNSEL NUNC PRO TUNC

AND NOW, this 6th day of August, **2021**, upon consideration of the *Application for Order of Employment of Special Counsel Nunc Pro Tunc* of Raymond C. Vogliano, Esquire, and the law firm of Eckert Seamans Cherin & Mellott, LCC, it is **ORDERED, ADJUDGED and DECREED** as follows:

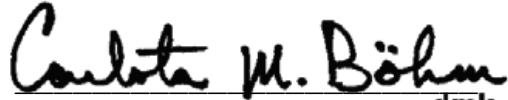
(1) Raymond C. Vogliano, Esquire, and the law firm of Eckert Seamans Cherin & Mellott, LLC, 600 Grant Street, 44th Floor, Pittsburgh, PA 15219, is hereby appointed, as of July 1, 2021, as *Special Counsel* for the Debtor pursuant to the terms (including compensation terms) described in the Fee Agreement attached to the above referenced *Motion* for the limited purpose of acting as attorney in connection with the interest of the Debtor in his defense of the Pennsylvania Department of Revenue Claim.

(2) Professional persons or entities performing services in the above case are advised that approval of fees for professional services will be based not only on the amount involved and the results accomplished, but other factors as well including: the time and labor reasonably required by counsel, the novelty and difficulty of the issues presented, the skill requisite to perform the legal service properly, the preclusion of other employment due to acceptance of this case, the customary fee, whether the fee is fixed or contingent, the time limitations imposed by the client or the circumstances, the experience, reputation and ability of the attorneys involved, the undesirability of the case, the nature and length of the professional relationship with the client, and, awards in similar cases. **Raymond C. Vogliano, Esquire, and the law firm of Eckert Seamans Cherin & Mellott, LLC, has attorneys' fee at an hourly rate of \$525.00 to defend Debtor. However, if associate attorneys in the Firm work on this matter, their time will be billed on the basis of their regular hourly rates, which currently ranges from \$195 to \$475 per hour depending on their experience. If Firm paralegals work on this matter, their time will be billed on the basis of their hourly rate, white is in the \$160 to \$250 range.**

(3) Approval of any application for appointment of counsel in which certain hourly rates/compensation terms are stated for various professionals is not an agreement by the Court to allow fees at the requested hourly rates or compensation terms, and is not a preapproval of compensation pursuant to *11 U.S.C. §328(a)*. Final compensation, awarded only after notice and hearing, may be more or less than the requested hourly rates/compensation terms based on application of the above-mentioned factors in granting approval by Court Order. ***Any retainer paid to the Special Counsel is unaffected by this Order and remains property of the Debtor until further order of Court.***

(4) Notwithstanding anything to the contrary in the letter of engagement or agreement between Movant and Special Counsel, this *Order* does not authorize Special Counsel to retain or pay any outside counsel or other professional to assist Special Counsel in this matter unless such is done at no expense to Movant, directly or indirectly. Any other retention of and payment to an outside counsel or other professional is subject to prior approval of the Court.

(5) *Movant shall serve the within Order on all interested parties and file a certificate of service.*



Handwritten signature of Carlota M. Böhm in black ink. The signature is written in a cursive style. Below the signature, the text 'Carlota M. Böhm' and 'dmk' are printed.

Carlota M. Böhm

Chief United States Bankruptcy Court Judge

FILED
8/6/21 11:38 am
CLERK
U.S. BANKRUPTCY
COURT - WDPA

In re:
Ronald G Linaburg
Debtor

Case No. 20-22898-CMB
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0315-2
Date Rcvd: Aug 06, 2021

User: dpas
Form ID: pdf900

Page 1 of 4
Total Noticed: 34

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
++	Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.P.2002(g)(4).

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 08, 2021:

Recip ID	Recipient Name and Address
db	+ Ronald G Linaburg, 924 Valleyview Road, Pittsburgh, PA 15243-1022
acc	+ Barry P. Cox, Rivertech Tax Preparation, LLC, 26 South 27th Street, P.O. Box 4274, Pittsburgh, PA 15203-0274
cr	+ First National Bank of Pennsylvania, 100 Federal Street, Pittsburgh, PA 15212-5708
cr	+ Municipality of Mt. Lebanon, GRB Law, 437 Grant Street, 14th Floor, Frick Building, Pittsburgh, PA 15219 UNITED STATES 15219-6101
cr	+ Peoples Natural Gas Company LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave., Pittsburgh, PA 15233-1828
sp	+ Raymond C. Vogliano, Eckert Seamans Cherin & Mellott, LLC, 600 Grant Street, 44th Floor, Pittsburgh, PA 15219-2713
md	+ William E. Kelleher, Jr., Dentons Cohen & Grigsby P.C., 625 Liberty Avenue, Pittsburgh, PA 15222-3152
intp	+ William T. Kane, c/o Robert O Lampl Law Office, 223 Fourth Avenue, 4th Floor, Pittsburgh, PA 15222-1717
15344187	+ Ascentium Capital, 23970 Hwy 59 North, Kingwood, TX 77339-1535
15297740	+ Ascentium Capital LLC, 23970 Highway 59 North, Kingwood, TX 77339-1535
15363194	+ Diana Marie Dongell, D.M.D., c/o Michael A. Shiner, Esq., Tucker Arensberg, P.C., 1500 One PPG Place, Pittsburgh, PA 15222-5413
15297741	+ Dollar Bank, 2700 Liberty Avenue, Pittsburgh, PA 15222-4700
15362830	+ Dollar Bank, Federal Savings Bank, c/o John R. O'Keefe, Jr., Esquire, Metz Lewis Brodman Must O'Keefe LLC, 535 Smithfield Street, Suite 800, Pittsburgh, PA 15222-2305
15297742	+ FBM Credit, 200 1st Ave, Carnegie, PA 15106-2502
15297743	+ First National Bank of PA, 4140 E. State Street, Hermitage, PA 16148-3401
15326577	+ First National Bank of Pennsylvania, c/o Donna Donaher, Esquire, 100 Federal Street, 4th Floor, Pittsburgh, PA 15212-5708
15297744	+ Hitachi Capital America, 800 Connecticut Avenue, Norwalk, CT 06854-1738
15297745	+ IRR Supply Center, 1205 W State Street, New Castle, PA 16101-2070
15335472	+ Municipality of Mt. Lebanon, GRB Law, c/o Jeffrey R. Hunt, Esquire, 437 Grant Street, 14th Floor, Frick Building Pittsburgh PA 15219-6101
15301595	+ Peoples Natural Gas Company LLC, c/o S. James Wallace, PC, 845 North Lincoln Avenue, Pittsburgh, PA 15233-1828
15363195	+ Rebecca L. Watkins, D.M.D., c/o Michael A. Shiner, Esq., Tucker Arensberg, P.C., 1500 One PPG Place, Pittsburgh, PA 15222-5413
15363197	+ Renee R. Kalp, D.M.D., c/o Michael A. Shiner, Esq., Tucker Arensberg, P.C., 1500 One PPG Place, Pittsburgh, PA 15222-5413
15363196	+ Ronald E. Hand, D.M.D., c/o Michael A. Shiner, Esq., Tucker Arensberg, P.C., 1500 One PPG Place, Pittsburgh, PA 15222-5413
15297748	+ Store Capital Acquisitions, 8377 E Hartford Drive, Suite 100, Scottsdale, AZ 85255-5686
15297750	+ Vision Financial Group, 615 Iron City Drive, Pittsburgh, PA 15205-4321
15297751	+ William T. Kane, 20013 Route 19, Cranberry Twp, PA 16066-6203

TOTAL: 26

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: kburlkey@bernsteinlaw.com	Aug 06 2021 23:16:00	Duquesne Light Company, c/o Bernstein-Burkley, P.C., 707 Grant Street, Suite 2200, Gulf Tower, Pittsburgh, PA 15219-1945
cr	+ Email/PDF: rmscedi@recoverycorp.com	Aug 06 2021 23:18:33	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15380124	Email/Text: sbse.cio.bnc.mail@irs.gov	Aug 06 2021 23:16:00	Internal Revenue Service, PO Box 7346, Philadelphia, PA 19101-7346
15297746	+ Email/Text: RVSVCBICNOTICE1@state.pa.us	Aug 06 2021 23:16:00	PA Department of Revenue, Bankruptcy Division, PO Box 280946, Harrisburg, PA 17128-0946
15297747	Email/Text: Bankruptcy.Notices@pnc.com		

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		Aug 06 2021 23:16:00	PNC Bank, 2730 Liberty Avenue, Pittsburgh, PA 15222
15308374	Email/Text: Bankruptcy.Notices@pnc.com	Aug 06 2021 23:16:00	PNC Bank, N.A., PO Box 94982, Cleveland, OH 44101
15297761	+ Email/PDF: gecsed@recoverycorp.com	Aug 06 2021 23:18:33	Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15297749	+ Email/Text: bankruptcyecf.shared@usfoods.com	Aug 06 2021 23:16:00	US Foods, 9399 West Higgins Road, Suite 600, Rosemont, IL 60018-4940

TOTAL: 8

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		Diana Marie Dongell, D.M.D.
cr		Dollar Bank, Federal Savings Bank, c/o Metz Lewis Brodman Must O'Keefe LLC
cr		PNC BANK, NATIONAL ASSOCIATION
cr		Rebecca L. Watkins, D.M.D.
cr		Renee R. Kalp
cr		Ronald E. Hand, D.M.D.
15329336	*P++	PNC BANK RETAIL LENDING, P O BOX 94982, CLEVELAND OH 44101-4982, address filed with court:, PNC Bank, N.A., P.O. Box 94982, Cleveland, OH 44101

TOTAL: 6 Undeliverable, 1 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 08, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 6, 2021 at the address(es) listed below:

Name	Email Address
Brian C. Thompson	on behalf of Plaintiff Ronald G Linaburg bthompson@ThompsonAttorney.com blemon@thompsonattorney.com;bthompson@ecf.courtdrive.com;jcastello@thompsonattorney.com;kfinke@thompsonattorney.com
Brian C. Thompson	on behalf of Debtor Ronald G Linaburg bthompson@ThompsonAttorney.com blemon@thompsonattorney.com;bthompson@ecf.courtdrive.com;jcastello@thompsonattorney.com;kfinke@thompsonattorney.com
Carolyn Batz McGee	on behalf of Creditor Diana Marie Dongell D.M.D. cbmcgee@porterwright.com
Carolyn Batz McGee	on behalf of Defendant Diana M. Dongell D.M.D cbmcgee@porterwright.com
Donna M. Donaher	

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on behalf of Creditor First National Bank of Pennsylvania donaherd@fnb-corp.com

Jeffrey R. Hunt

on behalf of Creditor Municipality of Mt. Lebanon jhunt@grblaw.com cnoroski@grblaw.com

Jodi Hause, on Behalf of the United States Trustee by

on behalf of U.S. Trustee Office of the United States Trustee jodi.hause@usdoj.gov
David.A.Berry@usdoj.GOV;Steven.W.Albright@usdoj.GOV

John R. O'Keefe, Jr.

on behalf of Creditor Dollar Bank Federal Savings Bank jokeefe@metzlewis.com

Keri P. Ebeck

on behalf of Creditor Duquesne Light Company kebeck@bernsteinlaw.com jbluemle@bernsteinlaw.com

Maria Miksich

on behalf of Creditor PNC BANK NATIONAL ASSOCIATION mmiksich@kmlawgroup.com

Maribeth Thomas

on behalf of Defendant Rebecca L. Watkins D.M.D. mthomas@tuckerlaw.com,
maribeth.thomas@gmail.com,jrusnack@tuckerlaw.com

Maribeth Thomas

on behalf of Creditor Ronald E. Hand D.M.D. mthomas@tuckerlaw.com, maribeth.thomas@gmail.com,jrusnack@tuckerlaw.com

Maribeth Thomas

on behalf of Defendant Diana M. Dongell D.M.D mthomas@tuckerlaw.com,
maribeth.thomas@gmail.com,jrusnack@tuckerlaw.com

Maribeth Thomas

on behalf of Creditor Renee R. Kalp mthomas@tuckerlaw.com maribeth.thomas@gmail.com,jrusnack@tuckerlaw.com

Maribeth Thomas

on behalf of Creditor Rebecca L. Watkins D.M.D. mthomas@tuckerlaw.com,
maribeth.thomas@gmail.com,jrusnack@tuckerlaw.com

Maribeth Thomas

on behalf of Creditor Diana Marie Dongell D.M.D. mthomas@tuckerlaw.com,
maribeth.thomas@gmail.com,jrusnack@tuckerlaw.com

Maribeth Thomas

on behalf of Defendant Renee R. Kalp D.M.D. mthomas@tuckerlaw.com,
maribeth.thomas@gmail.com,jrusnack@tuckerlaw.com

Maribeth Thomas

on behalf of Defendant Ronald E. Hand D.M.D. mthomas@tuckerlaw.com,
maribeth.thomas@gmail.com,jrusnack@tuckerlaw.com

Michael A. Shiner

on behalf of Defendant Ronald E. Hand D.M.D. mshiner@tuckerlaw.com

Michael A. Shiner

on behalf of Defendant Diana M. Dongell D.M.D mshiner@tuckerlaw.com

Michael A. Shiner

on behalf of Creditor Rebecca L. Watkins D.M.D. mshiner@tuckerlaw.com

Michael A. Shiner

on behalf of Creditor Ronald E. Hand D.M.D. mshiner@tuckerlaw.com

Michael A. Shiner

on behalf of Defendant Renee R. Kalp D.M.D. mshiner@tuckerlaw.com

Michael A. Shiner

on behalf of Creditor Diana Marie Dongell D.M.D. mshiner@tuckerlaw.com

Michael A. Shiner

on behalf of Defendant Rebecca L. Watkins D.M.D. mshiner@tuckerlaw.com

Michael A. Shiner

on behalf of Creditor Renee R. Kalp mshiner@tuckerlaw.com

Office of the United States Trustee

ustpreion03.pi.ecf@usdoj.gov

Robert O Lampl

on behalf of Interested Party William T. Kane rol@lampllaw.com
jschemm@lampllaw.com;jlacher@lampllaw.com;jcooney@lampllaw.com;rcooney@lampllaw.com;slampl@lampllaw.com;aholm
quist@lampllaw.com;kmonahan@lampllaw.com

Roger P. Poorman

on behalf of Creditor Dollar Bank Federal Savings Bank rpoorman@metzlewis.com, mmattheis@metzlewis.com

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Ronald L. Hicks, Jr.

on behalf of Creditor Diana Marie Dongell D.M.D. rhicks@porterwright.com,
tturoczy@porterwright.com;tlong@porterwright.com

Ronald L. Hicks, Jr.

on behalf of Defendant Diana M. Dongell D.M.D rhicks@porterwright.com,
tturoczy@porterwright.com;tlong@porterwright.com

S. James Wallace

on behalf of Creditor Peoples Natural Gas Company LLC ecfpeoples@grblaw.com Equitablebankruptcy@peoples-gas.com

William E. Kelleher, Jr.

on behalf of Mediator William E. Kelleher Jr. bill.kelleher@dentons.com, michelle.graeb@dentons.com,bfilings@cohenlaw.com

TOTAL: 33